

42 USC 300gg  
92 note.

- (1) the date on which the last of the collective bargaining agreements relating to the plan terminates (determined without regard to any extension thereof agreed to after the date of the enactment of this Act), or
- (2) July 1, 1997.
- For purposes of subparagraph (A), any plan amendment made pursuant to a collective bargaining agreement relating to the plan which amends the plan solely to conform to any requirement of such part shall not be treated as a termination of such collective bargaining agreement.
- (3) **TIMELY REGULATIONS.**—The Secretary of Health and Human Services, consistent with section 104, shall first issue by not later than April 1, 1997, such regulations as may be necessary to carry out the amendments made by this section and section 111.
- (4) **LIMITATION ON ACTIONS.**—No enforcement action shall be taken, pursuant to the amendments made by this section, against a group health plan or health insurance issuer with respect to a violation of a requirement imposed by such amendments before January 1, 1998, or, if later, the date of issuance of regulations referred to in paragraph (4), if the plan or issuer has sought to comply in good faith with such requirements.
- (d) **MISCELLANEOUS CORRECTION.**—Section 2208(1) of the Public Health Service Act (42 U.S.C. 300bb-8(D)) is amended by striking "section 162(1X2)" and inserting "SOOOFW".

**SEC. 103. REFERENCE TO IMPLEMENTATION THROUGH THE  
INTERNAL REVENUE CODE OF 1986.**

For provisions amending the Internal Revenue Code of 1986 to provide for application and enforcement of rules for group health plans similar to those provided under the amendments made by

section  
101(a). see  
section 401.

**SEC. 104.  
ASSURING  
COORDINATION.**

The  
Secretary  
of the  
Treasury,  
the  
Secretary  
of Health  
and  
Human  
Services,  
and the  
Secretary  
of Labor  
shall  
ensure,  
through  
the  
execution  
of an  
interagency  
memorandum  
of  
understanding  
among such  
Secretaries,  
that—  
(5) re  
gulations,  
rulings, and  
interpretations  
issued  
by such  
Secretaries  
relating to  
the same  
matter over  
which two  
or  
more such  
Secretaries  
have  
responsibility  
under  
this subtitle  
(and the  
amendments  
made by  
this subtitle  
and section  
401)  
are  
administered  
so as to  
have the  
same effect  
at all times;  
and  
(6) co  
ordination  
of policies  
relating to  
enforcing

the same  
requirements through such Secretaries in order to have a  
coordinated enforcement strategy that avoids duplication of  
enforcement efforts and assigns priorities in enforcement.

## **Subtitle B—Individual Market Rules**

**SEC. 111. AMENDMENT TO PUBLIC HEALTH SERVICE ACT.**

(a) IN GENERAL.—Title XXVII of the Public Health Service Act, as added by section 102(a) of this Act, is amended by inserting after part A the following new part: